

## Message Text

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ACTION EB-07

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 FAA-00 L-03 SS-15 NSC-05 /046 W  
----- 085938

P R 261505Z JUL 75

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC PRIORITY 604

INFO AMCONSUL RIO DE JANEIRO

AMCONSUL SAO PAULO

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E.O.11652: N/A

TAGS: EAIR, BR

SUBJECT: CIVAIR: CONGONHAS PROBLEM

REF: A. STATE 171274 B. BRASILIA 5468 C. BRASILIA 6214

1. LATE ON JULY 24, 1975, CONGEN RIO OFFICER WAS  
CALLED IN BY BRIG. WALDIR VASCONCELOS, DAC DIRECTOR  
OF PLANNING (POSSIBLY UPON ADVISE FROM BRASILIA  
ON PRESENTATION OF DIPLOMATIC NOTE REQUESTING CONSULTATIONS).  
BRIG VASCONCELOS SPOKE OF TWO TOPICS DURING COURSE OF DISCUSSION:  
1) PANAM REQUEST FOR FARE REDUCTION: AND 2) DAC ACTION ON  
VARIG TRAFFIC TO CONGONHAS. (REQUEST FOR FARE REDUCTION WILL BE  
DISCUSSED IN SEPARATE CABLE.).  
BRIG. VASCONCELOS EXPLICITLY REQUESTED THAT HIS  
COMMENTS BE REPORTED BACK TO WASHINGTON ASAP.

2. ON CONGONHAS ISSUE, BRIG. VASCONCELOS STATED  
THAT DAC HAD ORDERED VARIG TO NATIONALIZE ALL  
CONGONHAS BOUND PASSENGERS AND BAGGAGE AT GALEAO  
INTERNATIONAL AIRPORT IN TIO. VARIG PASSENGERS  
BOUND FOR SAO PAULO/CONGONHAS TO AND FROM THE UNITED  
STATES WILL NOW GO THROUGH CUSTOMS AND IMMIGRATION  
AT GALEAO, BECOMIN DOMESTIC PASSENGERS AT THAT  
POINT AND PRESUMABLY ARE FREE TO USE ANY DOMESTIC  
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LINE TO CONTINUE TO SAO PAULO. THIS ACTION WOULD

PLACE THESE PASSENGERS ON THE SAME FOOTING AS  
PANAM PASSENGERS FOR SAO PAULO/  
CONGONHAS. IT IS  
PRESUMED THAT VARIG WILL CONTINUE TO FLY ITS  
NORMAL DOMESTIC FLIGHTS FROM GALEAO TO CONGONHAS.

3. BRIG. VASCONCELOS STATED THAT THE DAC ORDER  
TO VARIG WAS GIVEN ON JULY 24, 1975. HE NOTED  
COMPLIANCE WOULD TAKE 7 - 10 DAYS. HOWEVER,  
ORDER, EVEN THOUGH OFFICIAL, WOULD NOT RPT NOT BE  
PUBLISHED IN DIARIO OFFICIAL. CONGEN RIO WILL  
ATTEMPT TO CONFIRM THE ORDER ON JULY 25 WITH INDEPENDENT SOURCES.  
CONGEN RIO EXPECTS VARIG TO PROTEST THIS ORDER VIGOROUSLY.

4. ONCE VARIG CONGONHAS PASSENGERS ARE NATIONALIZED  
AT GALEAO GOB MAY FEEL THAT IT HAS COMPLIED WITH THE  
TERMS OF THE US/BRAZIL BILATERAL. IT MAY, OF  
COURSE, ATTEMPT TO ALLOW VARIG TO HAVE PREFERENTIAL  
ACCESS. HOWEVER, NATIONALIZATION IN RIO WILL  
MEAN THAT THE ONWARD SEGMENT OF THE FLIGHT WILL  
BE DOMESTIC FLIGHT.

5. THE NEED FOR CONSULTATIONS AND FOR CONTINUED  
APPLICATION OF PART 213 ORDER APPEARS TO HAVE  
ABATED. EMBASSY BELIEVES THE OTHER OUTSTANDING  
AVIATION ISSUES MAY WELL BE BEST RESOLVED BY FRANK  
INFORMAL DISCUSSION AT THE WORKING LEVEL.

6. REFTEL B. REFERS TO THE RESOLUTION OF DOUBLE  
NUMBERING AND CHANGE OF GAUGE PROBLEMS. (FONOFF  
NOTE ADVISING EMBASSY OF DAC APPROVAL OF PANAM  
SCHEDULE BEING TRANSMITTED SEPTEL.) BRIG. VASCONCELOS  
MADE IT QUITE CLEAR THAT THE CHANGE OF  
GAUGE HAD BEEN SPECIFICALLY CONSIDERED BY THE DAC  
IN THE JULY 1, 1975 SCHEDULE. PARA 4, REFTEL B., (FIRST  
SENTENCE), NOTES THAT THIS MAY BE GUIDE TO GOB POLICY AND COMMENT  
SEEMS TO HAVE BEEN BORNE OUT. DAC NOW SEEMS  
TO FEEL THAT TWO MAJOR CONCESSIONS HAVE BEEN MADE  
AND THAT CAB ACTION SHOULD BE LIFTED. CHANGE OF  
GAUGE/DOMINIC NUMBERING AND NATIONALIZATION OF  
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PASSENGERS AT GALEAO SHOULD HELP IN SOME MEASURE, EQUALIZE  
PANAM'S COMPETITIVE SITUATION VIS-A-VIS VARIG.

7. SUGGESTED ACTION: CONSIDERING WHAT WE BELIEVE  
TO BE GOOD FAITH EFFORT ON PART OF BRAZILIAN CIVIL  
AVIATION AUTHORITIES TO RESOLVE PROBLEM, EMBASSY  
RECOMMENDS FURTHER CAB ACTION BE HELD IN ABEYANCE  
PENDING IMPLEMENTATION OF DAC ORDER TO VARIG AND

GOB RESPONSE TO EMBASSY'S NOTE.

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## Message Attributes

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